3

5

IN THE HIGH COURT OF JUDICATURE, AT BILASPUR

W.P. NO.406 2006

Single Bench

PETITIONER : Laxmi Prasad S/o Shri Puran Lal, aged about 37 years, employee of SECL, R/o village & Post , Pandavapara, Colliery, Distt. Koria (C.G.)

VERSUS

RESPONDENTS

1. Union of India, Through Principal, Secretary of Ministry of Coal, New Delhi.
2. Chief General Manager , South Eastern Coal fields Limited (SECL), Seepat Road, Bilaspur (C.G.)
3. Chief General Manager SECL Baikunthpur, Distt. Koria (C.G.)
4. Sub-Area Manager, SECL Jhilmili, Sub-area- Pandavapara, Colliery, Distt. Koria (C.G.)

P.R. No. 2266/06 Presented by Sushma Dhruv dated 27/11/06

PETITION UNDER ARTICLE 226/227 OF THE CONSTITUTION OF INDIA

XI-HC-22

उच्च न्यायालय, छत्तीसगढ़, बिलासपुर 28

आदेश पत्रक

W.P.No.406/2006

मामला क्रमांक ..... सन् 200

..... विरुद्ध .....

आदेश का दिनांक आदेश क्रमांक सहित	आदेश हस्ताक्षर सहित	कार्यालयीन मामलों में डिप्टी रजिस्ट्रार के अन्तिम आदेश

27.1.2006

Shri J.K. Shastri, counsel for the petitioner.
Shri P.S. Koshy, Adv. for the respondents.
Heard.

The petitioner was appointed on 4-11-1994 as Piece Rated Worker (Loader) at the rate of Rs. 88.93 per day with allowance of Rs. 2.12 Special Piece Rated allowance and he was given wages at the above rate upto 31st January 1998 and thereafter his category has been changed from Piece Rated Worker to Time Rated Worker from the month of February 1998. Counsel submits that he submitted representation through union.

Counsel for the respondents submits that under the provisions of Section 33 C-2 of the Industrial Disputes Act, alternative remedy is available to the petitioner. He however submits that he may be directed to make a representation before respondent no. 3 and if such representation is made, the same shall be considered and decided.

Having considered and without expressing any opinion on the merits of the case, in the opinion of this Court, ends of justice will be served if a direction is given to the petitioner to make a detailed representation raising his grievances before the respondent No. 3 alongwith a copy of the petition and this order within a period of one month from today and on such representation being filed, the competent authority of the respondents shall decide the same on its own merits in accordance with law as early as possible preferably within a period of six months from the date of receipt of representation. It is made clear that if any grievance still remains, the petitioner may avail the remedy available under the law.

With the aforesaid observations, this petition stands disposed of.

Sd/-
Fakhruddin
Judge

[पीछे देखिये

Pathak/-
Dt. 3.2.06

11-8-15